

Diamond Alkali

Sarah Flanagan to: Gary.Gengel

Bcc: Patricia Hick

Sarah Flanagan/R2/USEPA/US From:

<Gary.Gengel@lw.com>, To:

Bcc: Patricia Hick/R2/USEPA/US@EPA

Gary,

I confess that your comment about EPA talking with Tierra about issues outside the scope of the removal AOC left me puzzled. Are you referring to the CSO study? Bill Hyatt is aware of those discussions.

02/16/2010 09:51 AM

Anyway, I will look forward to hearing from you with some meeting dates.

-Sarah

Sarah P. Flanagan Office of Regional Counsel, NJ Superfund Branch USEPA, Region 2 290 Broadway, 17th Floor New York, NY 10007 Tel: 212-637-3136

Fax: 212-637-3096

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<Gary.Gengel@lw.com>



<Gary.Gengel@lw.com>

To Sarah Flanagan/R2/USEPA/US@EPA 02/15/2010 09:19 AM

CC

Subject RE: Diamond Alkali

Sarah -

Thanks. Given coordination issues, it is likely to be a couple of weeks before I am able to propose dates.

We do plan to let Bill Hyatt know, and I believe he has already been informed. However, this brings up another point. Shouldn't EPA also let Bill Hyatt know when it talks with Tierra regarding LPRSA issues beyond the scope of the Tierra AOC?

Best,

Gary P. Gengel LATHAM & WATKINS LLP One Newark Center, 16th Floor

Newark, NJ 07101-3174

Direct Dial: (973) 639-7287 Cell Phone: (609) 306-9835

Fax: (973) 639-7298

Email: gary.gengel@lw.com

www.lw.com

----Original Message----

From: Flanagan.Sarah@epamail.epa.gov [mailto:Flanagan.Sarah@epamail.epa.gov] Sent: Thursday, February 11, 2010 2:43 PM

To: Gengel, Gary (NJ) Subject: Diamond Alkali

Gary,

I spoke with Walter about the SPG's request for a meeting, and he is willing to meet with the SPG. I would characterize EPA's position on this meeting as neutral -- it is not that EPA is asking for a meeting, but we are open to hearing what the SPG has to say.

Timing: Since the SPG plans to make a presentation relating to the Low Resolution Coring data, the meeting should be scheduled for some point after EPA has received the LRC report and has been able to review it.

If the report is due at the end of February, mid-March is probably the earliest time we should consider for a meeting. Could you propose a few dates in mid to late March (or anytime thereafter)?

Also, before we meet, we would like you to identify the members of the SPG and provide an agenda. When we see your agenda we will let you know if there anything that EPA wishes to add.

Incidentally, probably you would have done this yourself, but we will let Bill Hyatt know about the meeting.

I look forward to hearing from you with some potential meeting dates.

Regards,

-Sarah

Sarah P. Flanagan

Office of Regional Counsel, NJ Superfund Branch USEPA, Region 2 290 Broadway, 17th Floor New York, NY 10007

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lw.com>

To

02/10/2010 Sarah Flanagan/R2/USEPA/US@EPA

01:26 PM

CC

Subject

RE: Diamond Alkali

Sarah -

EPA would be meeting with representatives of the SPG. The SPG consists of 50 of the 69 non-Tierra members of the CPG. John Connolly of Anchor QEA is the SPG's consultant, and we anticipate he would make a presentation. We have not made any decision as to the limited number of parties that would attend. I would have to ask the SPG if you actually want a list of the 50 members.

Best,

Gary P. Gengel

LATHAM & WATKINS LLP
One Newark Center, 16th Floor
Newark, NJ 07101-3174
Direct Dial: +1.973.639.7287
Fax: +1.973.639.7298
Mobile: +1.609.306.9835
Email: gary.gengel@lw.com
http://www.lw.com

----Original Message---From: Flanagan.Sarah@epamail.epa.gov

[mailto:Flanagan.Sarah@epamail.epa.gov]

Sent: Wednesday, February 10, 2010 9:46 AM

To: Gengel, Gary (NJ)
Subject: Diamond Alkali

Gary,

Two more questions: 1) if such a meeting were to take place, with whom would EPA be meeting, and 2) assuming not all subgroup members would

attend, what parties would the attendees be representing? Is there a list of subgroup members?

Thanks.

-Sarah

Sarah P. Flanagan Office of Regional Counsel, NJ Superfund Branch USEPA, Region 2 290 Broadway, 17th Floor New York, NY 10007

Tel: 212-637-3136 Fax: 212-637-3096

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